

PROOF

STATE OF IOWA

House Journal

WEDNESDAY, JUNE 29, 2011

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JOURNAL OF THE HOUSE

One Hundred Seventy-first Calendar Day - One Hundred-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, June 29, 2011

The House met pursuant to adjournment at 10:07 a.m., Speaker Paulsen in the chair.

Prayer was offered by Representative Hager of Allamakee County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alex Byrnes, daughter of Representative Byrnes of Mitchell.

The Journal of Tuesday, June 28, 2011 was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

T. Taylor of Linn, Wittneben of Emmet and Thede of Scott on request of McCarthy of Polk; Worthan of Buena Vista on request of Upmeyer of Hancock; Kaufmann of Cedar, until his return, on request of Upmeyer of Hancock.

The House stood at ease at 10:11 a.m., until the fall of the gavel.

The House resumed session at 1:26 p.m., Speaker Paulsen in the chair.

ADOPTION OF [HOUSE RESOLUTION 62](#)

Upmeyer of Hancock called up for consideration [House Resolution 62](#), a resolution honoring the four-decade saga of the USS Dubuque and its crew, and moved its adoption.

The motion prevailed and the resolution was adopted.

The House stood at ease at 1:30 p.m., until the fall of the gavel.

The House resumed session at 2:39 p.m., Speaker Paulsen in the chair.

SENATE AMENDMENT CONSIDERED

Dolecheck of Ringgold called up for consideration [House File 645](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters and for effective date, applicability provisions and retroactive applicability provisions, amended by the Senate amendment [H-1731](#).

Dolecheck of Ringgold offered amendment [H-1753](#), to the Senate amendment [H-1731](#), filed by him from the floor and moved its adoption.

Amendment [H-1753](#), to the Senate amendment [H-1731](#), was adopted.

Dolecheck of Ringgold moved the Senate amendment [H-1731](#), as amended.

The motion prevailed and the House concurred in the Senate amendment [H-1731](#), as amended.

Dolecheck of Ringgold moved that the bill, as amended by the Senate, further amended and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 645](#))

The ayes were, 55:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	De Boef	Deyoe	Dolecheck
Drake	Forristall	Fry	Garrett
Grassley	Hagenow	Hager	Hanusa
Heaton	Hein	Helland	Horbach
Huseman	Iverson	Jorgensen	Klein
Koester	Lofgren	Lukan	Massie
Miller, L.	Moore	Olson, S.	Paustian

Pettengill	Raecker	Rasmussen	Rayhons
Rogers	Sands	Schulte	Schultz
Smith, J.	Soderberg	Sweeney	Tjepkes
Upmeyer	Van Engelenhoven	Vander Linden	Wagner
Watts	Windschitl	Mr. Speaker	
		Paulsen	

The nays were, 39:

Abdul-Samad	Berry	Cohoon	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtažovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Pearson	Petersen	Quirk
Running-Marquardt	Shaw	Smith, M.	Steckman
Swaim	Thomas	Wenthe	Wessel-Kroeschell
Willems	Winckler	Wolfe	

Absent or not voting, 6:

Kaufmann	Taylor, J.	Taylor, T.	Thede
Wittneben	Worthan		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [House File 645](#) be immediately messaged to the Senate.

The House stood at ease at 3:18 p.m., until the fall of the gavel.

The House resumed session at 3:58 p.m., Speaker Paulsen in the chair.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Swaim of Davis until his return, on request of McCarthy of Polk.

CONFERENCE COMMITTEE REPORT RECEIVED

[\(House File 648\)](#)

A conference committee report signed by the following Senate and House members was filed June 29, 2011, on [House File 648](#), a bill for an act relating to and making, reducing, and transferring appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the revenue bonds capitals fund, and other funds, providing for related matters and including effective date provisions.

ON THE PART OF THE HOUSE:

ROYD CHAMBERS, Chair
DENNIS COHOON
ERIK HELLAND
DAN HUSEMAN
JO OLDSON

ON THE PART OF THE SENATE:

MATT MCCOY, Chair
DARYL BEALL
ROBERT E. DVORSKY
TIM KAPUCIAN

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE[\(House File 648\)](#)

Chambers of O'Brien called up for consideration the report of the conference committee on [House File 648](#), a bill for an act relating to and making, reducing, and transferring appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the revenue bonds capitals fund, and other funds, providing for related matters and including effective date provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Chambers of O'Brien moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" [\(H.F. 648\)](#)

The ayes were, 76:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cohoon	Cownie
De Boef	Deyoe	Dolecheck	Drake
Forristall	Fry	Gaines	Garrett
Grassley	Hagenow	Hager	Hanson
Hanusa	Heaton	Heddens	Hein
Helland	Horbach	Huseman	Isenhardt
Iverson	Jacoby	Jorgensen	Kajtazovic
Klein	Koester	Kressig	Lofgren
Lukan	Massie	Miller, L.	Moore
Murphy	Oldson	Olson, R.	Olson, S.
Olson, T.	Paustian	Pettengill	Quirk
Raecker	Rasmussen	Rayhons	Rogers
Running-Marquardt	Sands	Schulte	Schultz
Smith, J.	Smith, M.	Soderberg	Steckman
Sweeney	Thomas	Tjepkes	Upmeyer
Van Engelenhoven	Vander Linden	Wagner	Watts
Wessel-Kroeschell	Windschitl	Wolfe	Mr. Speaker
			Paulsen

The nays were, 17:

Gaskill	Hall	Hunter	Kearns
Kelley	Lensing	Lykam	Mascher
McCarthy	Miller, H.	Muhlbauer	Pearson
Petersen	Shaw	Wenthe	Willems
Winckler			

Absent or not voting, 7:

Kaufmann	Swaim	Taylor, J.	Taylor, T.
Thede	Wittneben	Worthan	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [House File 648](#) be immediately messaged to the Senate.

On motion by Upmeyer of Hancock, the House was recessed at 4:18 p.m., until 7:00 p.m.

EVENING SESSION

The House reconvened at 7:18 p.m., Speaker Paulsen in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-four members present, sixteen absent.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 29, 2011, amended and passed the following bill in which the concurrence of the House is asked:

[House File 590](#), a bill for an act relating to the organization of the executive branch agencies responsible for administering economic development programs, making certain properly related changes, and including effective date and transition provisions.

Also: That the Senate has on June 29, 2011, concurred in the House amendment to the Senate amendment, and passed the following bill in which the concurrence of the Senate was asked:

[House File 645](#), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters and for effective date, applicability provisions and retroactive applicability provisions.

Also: That the Senate has on June 29, 2011, adopted the conference committee report and passed [House File 648](#), a bill for an act relating to and making, reducing, and transferring appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the revenue bonds capitals fund, and other funds, providing for related matters and including effective date provisions.

MICHAEL E. MARSHALL, Secretary

SENATE AMENDMENT CONSIDERED

Lukan of Dubuque called up for consideration [House File 590](#), a bill for an act relating to the organization of the executive branch agencies responsible for administering economic development programs, making certain properly related changes, and including

effective date and transition provisions, amended by the Senate, and moved that the House concur in Senate amendment [H-1754](#).

The motion prevailed and the House concurred in the Senate amendment [H-1754](#).

Lukan of Dubuque moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([H.F. 590](#))

The ayes were, 82:

Abdul-Samad	Alons	Anderson	Arnold
Baltimore	Baudler	Berry	Brandenburg
Byrnes	Chambers	Cohoon	Cownie
De Boef	Deyoe	Drake	Forristall
Fry	Gaines	Garrett	Grassley
Hagenow	Hager	Hall	Hanson
Hanusa	Heaton	Heddens	Hein
Helland	Horbach	Hunter	Huseman
Isenhardt	Iverson	Jacoby	Jorgensen
Kajtazovic	Kaufmann	Kearns	Klein
Koester	Kressig	Lofgren	Lukan
Lykam	McCarthy	Miller, H.	Miller, L.
Moore	Muhlbauer	Murphy	Olson, R.
Olson, S.	Olson, T.	Paustian	Pettengill
Quirk	Raecker	Rasmussen	Rayhons
Rogers	Running-Marquardt	Sands	Schulte
Schultz	Smith, J.	Smith, M.	Soderberg
Steckman	Sweeney	Thomas	Tjepkes
Upmeyer	Van Engelenhoven	Vander Linden	Wagner
Watts	Wenthe	Willems	Windschitl
Wolfe	Mr. Speaker		
	Paulsen		

The nays were, 12:

Gaskill	Kelley	Lensing	Mascher
Massie	Oldson	Pearson	Petersen
Shaw	Swaim	Wessel-Kroeschell	Winckler

Absent or not voting, 6:

Dolecheck	Taylor, J.	Taylor, T.	Thede
Wittneben	Worthan		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [House File 590](#) be immediately messaged to the Senate.

The House stood at ease at 7:47 p.m., until the fall of the gavel.

The House resumed session at 9:08 p.m., Speaker Paulsen in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on June 29, 2011, adopted the conference committee report and passed [Senate File 533](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making and adjusting appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

MICHAEL E. MARSHALL, Secretary

CONFERENCE COMMITTEE REPORT RECEIVED ([Senate File 533](#))

A conference committee report signed by the following Senate and House members was filed June 29, 2011, on [Senate File 533](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making and adjusting appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions.

ON THE PART OF THE HOUSE:

J. SCOTT RAECKER, Chair
JEFF KAUFMANN
NICK WAGNER

ON THE PART OF THE SENATE:

ROBERT E. DVORSKY, Chair
JEFF DANIELSON
PAM JOCHUM

ADOPTION OF THE REPORT OF THE
CONFERENCE COMMITTEE
([Senate File 533](#))

Wagner of Linn called up for consideration the report of the conference committee on [Senate File 533](#), a bill for an act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making and adjusting appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability provisions, and moved the adoption of the conference committee report and the amendments contained therein.

The motion prevailed and the conference committee report was adopted.

Wagner of Linn moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" ([S.F. 533](#))

The ayes were, 56:

Alons	Anderson	Arnold	Baltimore
Baudler	Brandenburg	Byrnes	Chambers
Cownie	De Boef	Deyoe	Dolecheck
Drake	Forristall	Fry	Garrett
Grassley	Hagenow	Hager	Hanusa
Heaton	Hein	Helland	Horbach
Huseman	Iverson	Jorgensen	Kaufmann
Klein	Koester	Lofgren	Lukan
Massie	Miller, L.	Moore	Olson, S.
Paustian	Pettengill	Raecker	Rasmussen
Rayhons	Rogers	Sands	Schulte
Schultz	Smith, J.	Soderberg	Sweeney

Tjepkes	Upmeyer	Van Engelenhoven	Vander Linden
Wagner	Watts	Windschitl	Mr. Speaker
			Paulsen

The nays were, 39:

Abdul-Samad	Berry	Cohoon	Gaines
Gaskill	Hall	Hanson	Heddens
Hunter	Isenhardt	Jacoby	Kajtaovic
Kearns	Kelley	Kressig	Lensing
Lykam	Mascher	McCarthy	Miller, H.
Muhlbauer	Murphy	Oldson	Olson, R.
Olson, T.	Pearson	Petersen	Quirk
Running-Marquardt	Shaw	Smith, M.	Steckman
Swaim	Thomas	Wenthe	Wessel-Kroeschell
Willems	Winckler	Wolfe	

Absent or not voting, 5:

Taylor, J.	Taylor, T.	Thede	Wittneben
Worthan			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Upmeyer of Hancock asked and received unanimous consent that [Senate File 533](#) be immediately messaged to the Senate.

RULE 57 SUSPENDED

Upmeyer of Hancock asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on appropriations to meet upon adjournment.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

[H.S.B. 248](#) Appropriations

Relating to and making appropriations for a period of short duration beginning July 1, 2011, providing for related matters, and including effective date and retroactive applicability provisions.

On motion by Upmeyer of Hancock the House adjourned at 9:25 p.m., until 8:30 a.m., Thursday, June 30, 2011.